



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes: FF MNDC MNR MNSD OPR

Introduction

This hearing dealt with an application by the landlord pursuant to the *Residential Tenancy Act* for orders as follows:

1. A monetary order pursuant to Section 67;
2. An Order of Possession pursuant to Section 55; and
3. An Order to recover the filing fee pursuant to Section 72.

I accept that the tenant was properly served with the Notice to End Tenancy and the Application for Dispute Resolution hearing package.

The tenant did not appear. The landlord was given full opportunity to be heard, to present evidence and to make submissions.

On the basis of the solemnly sworn evidence presented at the hearing a decision has been reached.

Background and Findings

The landlord gave evidence that the tenant was served with a 10 day notice to End Tenancy on June 2, 2011 and that he paid the rent owing. The landlord agreed to reinstate the tenancy but the landlord vacated the rental unit on June 26, 2011.

The landlord therefore no longer requires the monetary award or order of possession however would like to collect the \$50.00 filing fee paid for this application and I find that the landlord is entitled to recover the filing fees paid for this application.

The landlord may deduct this sum from the security deposit held by the landlord on the tenants' account.

This decision is made on authority delegated to me by the Director of the Residential Tenancy Branch under Section 9.1(1) of the *Residential Tenancy Act*.